

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

UNITED STATES OF AMERICA

v.

JAMES H. BAILEY, III,

Defendant.

CRIMINAL ACTION  
NO. 1:06-155-3-CAP

ORDER DECLARING MISTRIAL

The Jury impaneled to try the above entitled case having had a lengthy deliberation, and the Foreperson having advised the court that they cannot agree upon a verdict as to counts 1 and 4-7, and the court being of the opinion that they cannot agree,

IT IS THEREFORE ORDERED that a Mistrial is hereby declared herein, and the cause is hereby withdrawn from further consideration of the Jury.

SO ORDERED, this 3<sup>rd</sup> day of October, 2008.

/s/Charles A. Pannell, Jr.  
CHARLES A. PANNELL, JR.  
United States District Judge